

THE  
MILWAUKEE FARMERS'



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Elevator Company

August, 1903.

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By Lewis Thomas

Date April 13, 1950

# BY-LAWS

—OF THE—

Welwyn Farmers' Elevator  
Company, Limited.

100224

F. J. COLLYER,

Secretary.

JOHN TRAQUAIR,

President.



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# By-Law No. 1.

## THE PRESIDENT SHALL CALL MEETINGS.

1. The Directors shall be called together by order as often as occasion may require. In event of the President being absent, or refusing to call a meeting, the same shall be called by the Secretary, on the written order of two of the Directors.

## THE PRESIDENT SHALL PRESIDE.

2. The President shall preside at all meetings of Shareholders and of Directors; shall call all meetings of Shareholders and of Directors as often as necessary; shall sign and execute all orders, notes, cheques, contracts, agreements and engagements in writing of the Company, as he shall be required by law, or by the by-laws or resolutions made and passed by the Directors, and shall render such assistance to the Secretary and other officers as he may be able.

## REFUSAL OF PRESIDENT TO ACT.

3. If the President should at any time refuse to sign and execute on behalf of the Company, any paper or papers, document or documents, or refuse to do or perform any other duty, when duly authorized and instructed so to do, and in any such case shall persist in his refusal to do so for the period of three (3) days, he shall thereby forfeit and vacate his office, and after the lapse of that period the Directors may appoint a temporary chairman and declare the office of President vacant, and proceed to the election of a new President.

## ABSENCE OF PRESIDENT.

4. In the absence of the President from any meeting of Directors, the Directors present shall choose from

among those present, a President pro tem, who shall have, and exercise at that meeting, and for the purpose thereof, all the powers of the President. In the absence of the President from the neighborhood, the Directors shall choose a President pro tem. from among their number, who until the time of holding the first meeting of Directors called to be held after the return of the President, shall have and be invested with, and exercise in every respect, full power and authority of President in all matters whatever.

APPOINTMENT OF SECRETARY-TREASURER.

5. The Secretary-Treasurer of the Company shall be appointed by the Board of Directors, by resolution, for such term and at such salary as the said resolution shall name, and his duties shall be such as are defined in the by law hereafter setting forth the same.

PRESIDENT AND SECRETARY SHALL SIGN ALL PAPERS.

6. The President and Secretary shall sign all Promissory notes, cheques, and all contracts and engagements of any kind entered into by the Company, and the Secretary shall endorse all notes, bills of exchange, and other mercantile papers requiring endorsement, and shall accept all bills of exchange and bank drafts drawn upon the Company, but a note of the Company shall not be made unless the making of the same be first authorized by resolution of the Directors.

PLACE OF MEETING.

7. The meeting of Directors and Shareholders shall be held in such place as the Directors shall from time to time by resolution appoint.

Made and passed at a meeting of the Board of Directors held in the elevator, on the 15th day of August, 1903.

F. J. COLLYER,

JOHN TRAQUAIR,

Secretary.

President.

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## By-Law No. 2.

The Board of Directors of the Welwyn Farmers' Elevator Co. "Ltd." enact as follows :—

### MANAGER.

1. The Board of Directors of said Company shall appoint a Manager at such salary as they shall by resolution decide, and such Manager shall hold office from month to month at the pleasure of the said Board of Directors.

### MANAGER SHALL NOT BE SECRETARY NOR DIRECTOR.

2. The Manager shall not be elected from amongst the Directors, nor shall he combine the office of Manager with that of Secretary or Treasurer of said Company.

### DUTIES OF MANAGER.

3. The duties, powers and authority of the said Manager, so appointed, shall be as follows :—

(a) He shall have an office in the elevator building owned by the said Company, and shall, during the hours hereinafter mentioned and set forth, take charge of, operate, and have control over and generally attend to and supervise, the working and running of said elevator.

(b) He shall superintend and manage the taking in and receiving, weighing, storing, cleaning and shipping of all grain, received and taken into, or shipped out of said elevator.

(c) He shall exact payment of, and give proper receipts for all elevator fees and charges, for receiving, cleaning, storing and shipping grain, according to the tariff of fees from time to time by the Board of Directors provided, and generally shall in all things

pertaining to the management of said elevator, be guided by, and obey, and carry out, the directions of the Board of Directors.

(d) It shall also be the duty of the Manager at the close of each day's business, or when requested so to do, to pay over to the Treasurer of the Company, or other person by the Board of Directors designated for that purpose, all moneys received by him on account of said Company, and at the time of such payment he shall render a daily report of intake and output of elevator, with an account of moneys received therefrom.

(e) The Manager shall hire and engage all necessary employees, for the proper working of the elevator, but no employee shall be engaged by the Manager for a longer period than one month, and the rate of wages to be paid to any employee so engaged, and the term of his service, shall be submitted by the Manager to the Board of Directors at the regular meeting just following the hiring of such employee as aforesaid, and shall be subject to their direction and approval, except when special arrangement is made otherwise.

(f) The Manager shall have power to discharge any employee of the Company, but must at next regular meeting of the Board of Directors state his reasons for so doing.

(g) The Manager shall keep such books and give such tickets as the Grain Act provides, and the Company requires.

(h) He shall also enter in such book or books of account, from day to day, the name or names of all persons removing or shipping grain from said elevator, and such other information as will show in a clear and concise

manner the disposition of all grain which has been received and stored in the elevator.

(i) He shall also, from time to time, as the same becomes necessary, enter in such book or books of account, the removal or transposition of any grain from one bin to another in the elevator.

(j) The said book or books of account shall at all times be open to the inspection of the Board of Directors, or any member thereof, to the Secretary Treasurer of the Company, or such other person as the Board of Directors may designate.

(k) The Manager shall at any time when required to do so by the President of the Company, make a written report to the President, as to the condition, quality and quantity of any grain stored in the elevator, by any one or more persons.

#### MANAGER NOT TO MAKE CONTRACTS.

4. The Manager shall not have power beyond the hiring or engaging of employees as aforesaid, to bind the Company by any description of contract or undertaking whatsoever, but it shall be the duty of the Manager from time to time to report to the Board of Directors, all the requirements of the elevator in the way of supplies or repairs necessary to keep and maintain the same in good running order.

#### HOURS OF LABOR.

5. The Manager and employees of the elevator shall be required to be present in the elevator building, and attending to their respective duties, on every working day, between the hours of Seven and Twelve o'clock a. m., and between One o'clock and Six o'clock p. m.; provided, that if on any working day after the hours herein-



before set forth, there shall still remain any grain to be received into the elevator, it shall be the duty of the Manager and employees to remain for a reasonable time after such working hours and take in such grain.

EXPIRATION OF OFFICE.

6. The Manager shall, at the end of his term of office, as an officer of the Company, hand over to the President of the said Company, or other person by him designated, all books, papers, documents, and other property of the Company which may be in his possession as such Manager.

SECURITIES.

7. The Manager, before entering on his duties, shall give such securities for the faithful performance of his duties, as the Board of Directors may by resolution direct.

Done and passed at a meeting of the Board of Directors held in the elevator this 15th day of August, 1903.

F. J. COLLYER,

JOHN TRAQUAIR,

Secretary.

President.

## By-Law No. 3.

The Board of Directors of the Welwyn Farmers' Elevator Co. "L'd." enact as follows :

### SECRETARY TREASURER.

1. The Board of Directors shall appoint a Secretary-Treasurer for such term and at such salary, as the said Board may by resolution decide.

### DUTIES.

2. It shall be the duty of such Secretary-Treasurer, when so appointed, to truly record in a book, without note or comment (a) all resolutions, discussions, or other proceedings of all meetings of the Board of Directors, and of the Shareholders of the Company, and if required by any member present, shall record the names and votes of every member present, and voting on any matter submitted ; (b) Shall keep the books, records and accounts of the Company ; (c) Conduct all correspondence ; (d) Have charge of all books, papers, accounts and documents of the Company ; (e) Shall preserve and file all accounts acted upon by the Company and also the originals or certified copies of all by-laws and all minutes and proceedings of the Company ; (f) And shall generally do and perform all such work or service, as may be prescribed by law, by Letters Patent of the Company, or as he may from time to time by the by laws of the Company or by resolution be directed.

### HAVE CUSTODY OF SEAL.

3. The Secretary-Treasurer shall have custody of the Seal of the said Company, and he shall affix the said Seal to such papers and documents as he may from time to time by the Board of Directors be authorized, but not otherwise.



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#### ABSENCE OF SECRETARY-TREASURER

4. In case of the absence of the Secretary-Treasurer, or of his inability through illness, or any other good cause to discharge the duties of his office, the Directors or Shareholders, as the case may be, may by resolution appoint a Secretary-Treasurer in his stead, whose duties shall be such as may be determined by the resolution appointing him.

#### SHALL KEEP MONEYS.

5. The Secretary-Treasurer shall receive and safely keep all moneys belonging to the Company or entrusted to his keeping and shall from time to time pay the same into such bank or banks, chartered under the laws of the Dominion, as otherwise as the Board of Directors may by resolution direct, to the credit of the said Company, and all sums or moneys shall be drawn from the funds aforesaid moneys by a cheque drawn upon the said bank and duly signed by the President of the Company and the said Secretary-Treasurer.

#### SECURITIES.

6. The Secretary-Treasurer when so appointed, as aforesaid, shall give such securities for the proper performance of his duties as such Secretary-Treasurer, as the Board of Directors shall by resolution appoint.

#### EXPIRATION OF TERM OF OFFICE.

7. The Secretary-Treasurer at the expiration of his term of office, or otherwise, when so directed by the Board of Directors, shall deliver over to the President of the Company, or other person or persons by the said Board of Directors named, to receive them, all books, papers, documents, bank books, moneys or other securities, and any or all other properties or securities belonging to, or under the contract of the said Company then



in his possession, or under his contract as such Secretary Treasurer, and for which the said Company may be responsible.

Done and passed by the Board of Directors of the Wenwyn Farmers Elevator Co. "Ltd.," at the elevator, this 15th day of August, 1903

F. J. COLLYER,

Secretary.

JOHN TRAQUAIR,

President

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## By-Law No. 4.

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### PREAMBLE.

Whereas the Board of Directors of the Welwyn Farmers' Elevator Co. ' Ltd , deem it expedient to regulate the issuing of warehouse receipts and the sale and handling on commission by the said Company of grain stored in the elevator of the Company, therefore the Board of Directors enact as follows —

### WAREHOUSE RECEIPTS SIGNED BY THE MANAGER.

1. Every warehouse receipt issued by the Company to any person or persons, shall be issued and signed by the Manager on behalf of the Company.

### FEES TO BE PAID BEFORE SHIPMENT

2. In no case shall any grain be removed or shipped from the elevator of the Company, until all fees and charges due and payable on the same shall have been paid and satisfied. Such grain may, however, be shipped on board cars from the elevator, without the payment of elevator fees and charges thereon, if such grain be shipped to the order of the Company

Done and passed by the Board of Directors of the Welwyn Farmers' Elevator Co. "Ltd.," at the elevator, this 16th day of August, 1903

F. J. COLLYER,

Secretary

JOHN TRAQUAIR,

President

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from the service of the aforesaid Company, without further or other notice, and without recourse against the said Company for the payment of any further sum or sums by way of damages for wrongful dismissal or otherwise

Done and passed by the Board of Directors of The Welwyn Farmers' Elevator Co. "Ltd" at the elevator, the 15th day of August, 1905.

F J COILYER,

Secretary

JOHN TRAQUAIR,

President.

## By-Law No. 6

The Board of Directors of The Walwyn Farmers' Elevator Co. "Ltd.," enact as follows:

That the following shall be the rate of charges for storing and handling grain in the Company's elevator:—

1 One and one half cents per bushel for handling through the elevator, and one quarter cent per bushel for insurance.

### BUYER'S RATE.

2 Any grain merchant who shall keep his buyer on the market from September 15th to April 15th, constantly buying and shipping without any withdrawal from the market, and who has paid the one and one half cent rate (he carrying his own insurance) provided for handling grain through the elevator, shall have free storage for any grain that may be left in the elevator after April 15th to July 30th, quantity not to exceed 5000 bushels. Anything over that amount will be left with the Board of Directors to decide as to whether there is sufficient room without blocking or otherwise hindering the elevator working, or doing its regular business, providing no dues be paid by June 30th.

### SHAREHOLDER'S RATE.

3 Paid up shareholders shall be charged one and three quarters cents per bushel for handling, insurance and 15 days storage, after that three quarters cent per bushel per month, including insurance, until it reaches five cents per bushel, plus insurance, after that free until the annual meeting of the same year. Provided that any shareholder having grain in the elevator and wishing to



hold it until after the annual meeting, may do so, by paying all storage due to the 30th day of June, on or before the 30th day of June, when said grain may remain in the elevator free of charges, except insurance, until the new crop begins to come into the elevator. Also any shareholder storing old wheat after the annual meeting, will be charged the one and three quarter cent rate, until the new crop begins to come into the elevator.

**PERSONS NOT SHAREHOLDERS.**

4. Persons who are not shareholders nor grain merchants will be charged the same rate per month as above, but any special privileges must be by arrangement.

Done and passed by the Board of Directors of The Welwyn Farmers' Elevator Co. "Ltd.," at the elevator, this 15th day of August, 1903.

F. J. COLLYER,

Secretary.

JOHN TRAQUAIR,

President.

## By-Law No. 7.

The Board of Directors of The Welwyn Farmers' Elevator Co. "Ltd.," enact as follows :—

Applications for special bins must be made to the Manager, and within 24 hours of allotment filling must be begun (failure to comply with this requirement will cause cancellation of the application) and must continue at an average rate of 200 bushels per day.

Application for a car for such grain must be made upon allotment of a bin, date for delivery of same being, at most, based upon time allowed as above.

Done and passed at a meeting of the Directors, held in the elevator this 15th day of August, 1903.

F. J. COLLYER,

Secretary.

JOHN TRAQUAIR,

President.

N. B.—Special attention is requested to By law No. 4, Sec. 2 ; By law No. 6, Sec. 3, and By-law No. 7. Customers will please take notice that under Sub-Sec. 3 of Sec. 34 of the Grain Act, grain can be shipped to terminal points at any time by the Elevator Company.



*W. L. Gibson*

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